

# SENATE MOTION

**MR. PRESIDENT:**

**I move** that Senate Bill 161 be amended to read as follows:

- 1       Page 1, between the enacting clause and line 1, begin a new
- 2       paragraph and insert:
- 3       "SECTION 1. IC 4-30-16-3 IS AMENDED TO READ AS
- 4       FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 3. (a) The commission
- 5       shall transfer the surplus revenue in the administrative trust fund as
- 6       follows:
- 7       (1) Before the last business day of January, April, July, and
- 8       October, the commission shall transfer to the treasurer of state, for
- 9       deposit in the Indiana state teachers' retirement fund (IC
- 10      21-6.1-2), an amount equal to the lesser of:
- 11      (A) seven million five hundred thousand dollars (\$7,500,000);
- 12      or
- 13      (B) the additional quarterly contribution needed so that the
- 14      ratio of the unfunded liability of the Indiana state teachers'
- 15      retirement fund compared to total active teacher payroll is as
- 16      close as possible to but not greater than the ratio that existed
- 17      on the preceding July 1.
- 18      On or before June 15 of each year, the board of trustees of the
- 19      Indiana state teachers' retirement fund shall submit to the
- 20      treasurer of state, each member of the pension management
- 21      oversight commission, and the auditor of state its estimate of the
- 22      quarterly amount needed to freeze the unfunded accrued liability
- 23      of the pre-1996 account (as defined in IC 21-6.1-1-6.9) as a
- 24      percent of payroll. The estimate shall be based on the most recent
- 25      actuarial valuation of the fund. Notwithstanding any other law,
- 26      including any appropriations law resulting from a budget bill (as
- 27      defined in IC 4-12-1-2), the money transferred under this
- 28      subdivision shall be set aside in a special account to be used as a
- 29      credit against the unfunded accrued liability of the pre-1996
- 30      account (as defined in IC 21-6.1-1-6.9) of the Indiana state
- 31      teachers' retirement fund. The money transferred is in addition to
- 32      the appropriation needed to pay benefits for the state fiscal year.
- 33      (2) Before the last business day of January, April, July, and

1       October, the commission shall transfer two million five hundred  
 2       thousand dollars (\$2,500,000) of the surplus revenue to the  
 3       treasurer of state for deposit in the pension relief fund (IC  
 4       5-10.3-11).

5       **(3) Before the last business day of January, April, July, and**  
 6       **October, the commission shall transfer two million five**  
 7       **hundred thousand dollars (\$2,500,000) of the surplus revenue**  
 8       **to the treasurer of state for deposit in the "m" portion of the**  
 9       **pension relief fund (IC 5-10.3-11).**

10       ~~(3)~~ **(4)** The surplus revenue remaining in the fund on the last day  
 11       of January, April, July, and October after the transfers under  
 12       subdivisions (1) ~~and (2)~~ **through (3)** shall be transferred by the  
 13       commission to the treasurer of state for deposit on that day in the  
 14       build Indiana fund.

15       (b) The commission may make transfers to the treasurer of state  
 16       more frequently than required by subsection (a). However, the number  
 17       of transfers does not affect the amount that is required to be transferred  
 18       for the purposes listed in subsection (a)(1) ~~and (a)(2)~~ **through (a)(3).**  
 19       Any amount transferred during the month in excess of the amount  
 20       required to be transferred for the purposes listed in subsection (a)(1)  
 21       ~~and (a)(2)~~ **through (a)(3)** shall be transferred to the build Indiana  
 22       fund."

23       Renumber all SECTIONS consecutively.

(Reference is to SB 161 as printed February 23, 1999.)

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Senator MILLS